



General Assembly

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Bill No. 1167

LCO No. 3252

Referred to Committee on Transportation

Introduced by:

SEN. DELUCA, 32nd Dist.

REP. WARD, 86th Dist.

***AN ACT ELIMINATING THE SAFETY INSPECTION OF OLDER
VEHICLES UPON TRANSFER OF OWNERSHIP.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-12 of the general statutes is repealed and the
2 following is substituted in lieu thereof:

3 (a) No motor vehicle shall be operated or towed on any highway,
4 except as otherwise expressly provided, unless it is registered with the
5 commissioner, provided any motor vehicle may be towed for repairs
6 or necessary work if it bears the markers of a licensed and registered
7 dealer, manufacturer or repairer and provided any motor vehicle
8 which is validly registered in another state may, for a period of sixty
9 days following establishment by the owner of residence in this state, be
10 operated on any highway without first being registered with the
11 commissioner. Except as otherwise provided in this subsection (1) a
12 person commits an infraction if [he] the person registers a motor
13 vehicle [he] that the person does not own or if [he] the person operates,
14 or allows the operation of, an unregistered motor vehicle on a public

15 highway, or (2) a resident of this state who operates a motor vehicle
16 [he] that the resident owns with marker plates issued by another state
17 shall be fined not less than one hundred fifty dollars nor more than
18 three hundred dollars. If the owner of a motor vehicle previously
19 registered on an annual or biennial basis, the registration of which
20 expired not more than thirty days previously, operates or allows the
21 operation of such a motor vehicle, [he] the owner shall be fined the
22 amount designated for the infraction of failure to renew a registration,
23 but [his] the owner's right to retain [his] an operator's license shall not
24 be affected. No operator other than the owner shall be subject to
25 penalty for the operation of such a previously registered motor vehicle.

26 (b) To obtain a motor vehicle registration, except as provided in
27 subsection (c) of this section, the owner shall file in the office of the
28 commissioner an application signed by [him] the owner and
29 containing such information and proof of ownership as the
30 commissioner may require. The application shall be made on blanks
31 furnished by the commissioner. The blanks shall be in such form and
32 contain such provisions and information as the commissioner may
33 determine.

34 (c) The commissioner may, for the more efficient administration of
35 the commissioner's duties, appoint licensed dealers meeting
36 qualifications established by the commissioner pursuant to regulations
37 adopted in accordance with the provisions of chapter 54, to issue new
38 registrations for passenger motor vehicles and motorcycles, campers,
39 camp trailers or trucks with a gross vehicle weight up to and including
40 twenty-six thousand pounds when they are sold. The commissioner
41 shall charge such dealer a fee of ten dollars for each book of twenty-
42 five new dealer issue forms furnished for the purposes of this
43 subsection. A person purchasing a motor vehicle or motorcycle from a
44 dealer so appointed and registering the motor vehicle or motorcycle
45 pursuant to this section shall file an application with the dealer and
46 pay, to the dealer, a fee in accordance with the provisions of subsection
47 (a) or (b) of section 14-49. The commissioner shall prescribe the time

48 and manner in which the application and fee shall be transmitted to
49 the commissioner.

50 (d) A motor vehicle registration certificate issued upon an
51 application containing any material false statement is void from the
52 date of its issue and shall be surrendered, upon demand, with any
53 number plate or plates, to the commissioner. Any money paid for the
54 registration certificate shall be forfeited to the state. No person shall
55 obtain or attempt to obtain any registration for another by
56 misrepresentation or impersonation and any registration so obtained
57 shall be void. Any person who violates any provision of this
58 subsection and any person who fails to surrender a falsely obtained
59 motor vehicle registration or number plate or plates upon the demand
60 of the commissioner shall be fined not more than two hundred dollars.

61 (e) The commissioner may register any motor vehicle under the
62 provisions of this chapter, may assign a distinguishing registration
63 number to the registered motor vehicle and may then issue a certificate
64 of registration to the owner. A certificate of registration shall contain
65 the registration number assigned to the motor vehicle and its vehicle
66 identification number and shall be in such form and contain such
67 further information as the commissioner determines.

68 (f) (1) The commissioner may refuse to register or issue a certificate
69 of title for a motor vehicle or class of motor vehicles if [he] the
70 commissioner determines that the characteristics of the motor vehicle
71 or class of motor vehicles make it unsafe for highway operation.

72 (2) The commissioner shall not register a motor vehicle if [he] the
73 commissioner knows that the motor vehicle's equipment fails to
74 comply with the provisions of this chapter, provided nothing
75 contained in this section shall preclude the commissioner from issuing
76 one or more temporary registrations for a motor vehicle not previously
77 registered in this state or from issuing a temporary registration for a
78 motor vehicle under a trade name without a certified copy of the notice
79 required by section 35-1.

80 (3) The commissioner shall not register any motor vehicle, except a
81 platform truck the motive power of which is electricity, or a tractor
82 equipped with solid tires, if it is not equipped with lighting devices as
83 prescribed by this chapter. The registration of any motor vehicle which
84 is not equipped with such prescribed lighting devices is void and
85 money paid for the registration shall be forfeited to the state. Nothing
86 in this subdivision shall prevent the commissioner, at [his] the
87 commissioner's discretion, from registering a motor vehicle not
88 equipped with certain lighting devices if the operation of the vehicle is
89 restricted to daylight use.

90 (4) The commissioner shall not register any motor vehicle or a
91 combination of a motor vehicle and a trailer or semitrailer which
92 exceeds the limits specified in section 14-267a.

93 (5) On or after October 1, 1984, no motor vehicle registration shall be
94 issued or renewed by the commissioner for any motorcycle unless the
95 application for registration is accompanied by sufficient proof, as
96 determined by the commissioner, that the motorcycle is insured for the
97 amounts required by section 14-289f.

98 (6) The commissioner shall not register any motor vehicle which is
99 subject to the federal heavy vehicle use tax imposed under Section 448
100 of the Internal Revenue Code of 1986, or any subsequent
101 corresponding internal revenue code of the United States, as from time
102 to time amended, if the applicant fails to furnish proof of payment of
103 such tax, in a form prescribed by the Secretary of the Treasury of the
104 United States.

105 [(g) The commissioner shall not register any motor vehicle which is
106 ten or more model years old and which has not been previously
107 registered in this state until the same has been presented, as directed
108 by the commissioner, at the main office or a branch office of the
109 Department of Motor Vehicles or to any designated official emissions
110 inspection station or other business or firm, except a licensee of the
111 department, authorized by the Commissioner of Motor Vehicles to

112 conduct safety inspections, and has passed the inspection as to its
113 safety features as required by the commissioner. When a motor vehicle
114 owned by a resident of this state is garaged in another jurisdiction and
115 cannot be conveniently presented at an office of the Department of
116 Motor Vehicles, an authorized emissions inspection station or other
117 facility, the commissioner may accept an inspection made by
118 authorities in such other jurisdiction or by appropriate military
119 authorities, provided the commissioner determines that such
120 inspection is comparable to that conducted by the Department of
121 Motor Vehicles. If the commissioner authorizes the contractor that
122 operates the system of official emissions inspection stations or other
123 business or firm to conduct the safety inspections required by this
124 subsection, the commissioner may authorize the contractor or other
125 business or firm to charge a fee, not to exceed fifteen dollars, for each
126 such inspection. The commissioner may authorize any motor vehicle
127 dealer or repairer, licensed in accordance with section 14-52 and
128 meeting qualifications established by the commissioner, to make
129 repairs to any motor vehicle that has failed an initial safety inspection
130 and to certify to the commissioner that the motor vehicle is in
131 compliance with the safety and equipment standards for registration.
132 No such authorized dealer or repairer shall charge any additional fee
133 to make such certification to the commissioner. The provisions of this
134 section shall not preclude the commissioner from issuing a temporary
135 registration or more than one such registration for a period not to
136 exceed ten days for each such temporary registration for any motor
137 vehicle without regard to the inspection requirements of the general
138 statutes.]

139 ~~[(h)]~~ (g) The commissioner shall not register any motor vehicle
140 unless it meets the equipment related registration requirements
141 contained in sections 14-80, 14-100, 14-100a, 14-100b, 14-106a and 14-
142 275.

143 ~~[(i)]~~ (h) The commissioner may issue a temporary registration to the
144 owner of a motor vehicle. The application for a temporary registration

145 shall conform to the provisions of this section. The commissioner may
146 require a deposit from the applicant equal to the cost of registering the
147 motor vehicle. The deposit, minus the proper fee or fees, shall be
148 returned to the applicant upon the surrender of the registration and
149 any temporary plate or plates issued for the vehicle. A temporary
150 registration may be renewed from time to time at the discretion of the
151 commissioner.

152 [(j)] (i) The commissioner may issue a special use registration to the
153 owner of a motor vehicle for a period not to exceed thirty days for the
154 sole purpose of driving such vehicle to another state in which the
155 vehicle is to be registered and exclusively used. The application for
156 such registration shall conform to the provisions of subsection (b) of
157 this section. The commissioner may issue special use certificates and
158 plates in such form as [he] the commissioner may determine. The
159 special use certificate shall state such limitation on the operation of
160 such vehicle and shall be carried in the vehicle at all times when it is
161 being operated on any highway.

162 [(k)] (j) Notwithstanding the provisions of subsections (a), (b) and
163 (e) of this section, the commissioner shall issue to a municipality, as
164 defined in section 7-245, or a regional solid waste authority comprised
165 of several municipalities, upon receipt of an application by the
166 municipality or regional solid waste authority, a general
167 distinguishing number plate for use on a motor vehicle owned or
168 leased by such municipality or regional solid waste authority.

169 Sec. 2. Subsection (d) of section 13b-59 of the general statutes is
170 repealed and the following is substituted in lieu thereof:

171 (d) "License, permit and fee revenues" means (1) all fees and other
172 charges required by, or levied pursuant to sections 12-487, 13b-80 and
173 13b-97, subsection (b) of section 14-12, sections [14-16a,] 14-21c, 14-44h
174 and 14-44i, subsection (v) of section 14-49, subsections (b) and (f) of
175 section 14-50, subdivisions (5), (6), (7), (8), (11), (12) and (13) of
176 subsection (a) of section 14-50a, sections 14-52, 14-53, 14-58, 14-67l and

177 14-69, subsection (e) of section 14-73, sections 14-96q and 14-103a,
178 subsection (a) of section 14-164a, subsection (a) of section 14-192,
179 subsection (d) of section 14-270, sections 14-319 and 14-320 and
180 sections 13b-410a to 13b-410c, inclusive; (2) all aeronautics, waterways,
181 and other fees and charges required by, or levied pursuant to sections
182 13a-80 and 13a-80a, subsection (b) of section 13b-42 and subsections (b)
183 and (c) of section 15-13; and (3) all motor vehicle related fines,
184 penalties or other charges as defined in subsection (g) of this section.

185 Sec. 3. Subsections (a) to (g), inclusive, of section 13b-76 of the
186 general statutes are repealed and the following is substituted in lieu
187 thereof:

188 (a) Bonds and bond anticipation notes issued pursuant to sections
189 13b-74 to 13b-77, inclusive, are hereby determined to be issued for
190 valid public purposes in exercise of essential governmental functions.
191 Such bonds and bond anticipation notes shall be special obligations of
192 the state and shall not be payable from nor charged upon any funds
193 other than the pledged revenues or other receipts, funds or moneys
194 pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-458 and
195 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-
196 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61,
197 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, 13b-80, subsection (a) of
198 section 13b-97, subsection (a) of section 14-12, sections 14-15 [, 14-16a]
199 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection
200 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,
201 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,
202 subsection (a) of section 14-50a, sections 14-52, 14-53 and 14-58,
203 subsection (c) of section 14-66, subsection (e) of section 14-67, sections
204 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-73,
205 subsection (c) of section 14-96q, sections 14-103a and 14-160, subsection
206 (a) of section 14-164a, subsection (a) of section 14-192, sections 14-319,
207 14-320 and 14-381, subsection (b) of section 14-382 and sections 14-383,
208 15-14 and 16-299, nor shall the state or any political subdivision thereof
209 be subject to any liability thereon, except to the extent of such pledged

210 revenues or other receipts, funds or moneys pledged therefor as
211 provided in said sections. As part of the contract of the state with the
212 owners of said bonds and bond anticipation notes, all amounts
213 necessary for punctual payment of the debt service requirements with
214 respect to such bonds and bond anticipation notes shall be deemed to
215 be appropriated, but only from the sources pledged pursuant to said
216 sections, upon the authorization of issuance of such bonds and bond
217 anticipation notes by the State Bond Commission, or the filing of a
218 certificate of determination by the Treasurer in accordance with
219 subsection (c) of this section, and the Treasurer shall pay such
220 principal and interest as the same shall accrue, but only from such
221 sources. The issuance of bonds or bond anticipation notes issued under
222 sections 13b-74 to 13b-77, inclusive, shall not directly or indirectly or
223 contingently obligate the state or any political subdivision thereof to
224 levy or to pledge any form of taxation whatever therefor, except for
225 taxes included in the pledged revenues, or to make any additional
226 appropriation for their payment. Such bonds and bond anticipation
227 notes shall not constitute a charge, lien or encumbrance, legal or
228 equitable, upon any property of the state or of any political subdivision
229 thereof other than the pledged revenues or other receipts, funds or
230 moneys pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-
231 458 and 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to
232 13a-175u, inclusive, subsection (f) of section 13b-42, sections 13b-59,
233 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, 13b-80, subsection
234 (a) of section 13b-97, subsection (a) of section 14-12, sections 14-15 [14-
235 16a] and 14-21c, subsection (a) of section 14-25a, section 14-28,
236 subsection (b) of section 14-35, subsection (b) of section 14-41, section
237 14-41a, subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and
238 14-50, subsection (a) of section 14-50a, sections 14-52, 14-53 and 14-58,
239 subsection (c) of section 14-66, subsection (e) of section 14-67, sections
240 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-73,
241 subsection (c) of section 14-96q, sections 14-103a and 14-160, subsection
242 (a) of section 14-164a, subsection (a) of section 14-192, sections 14-319,
243 14-320 and 14-381, subsection (b) of section 14-382 and sections 14-383

244 and 15-14, and the substance of such limitation shall be plainly stated
245 on the face of each such bond and bond anticipation note. Bonds and
246 bond anticipation notes issued pursuant to sections 13b-74 to 13b-77,
247 inclusive, shall not be subject to any statutory limitation on the
248 indebtedness of the state, and, when issued, shall not be included in
249 computing the aggregate indebtedness of the state in respect to and to
250 the extent of any such limitation.

251 (b) Bonds issued pursuant to sections 13b-74 to 13b-77, inclusive,
252 may be executed and delivered at such time or times and shall be
253 dated, bear interest at such rate or rates, including variable rates to be
254 determined in such manner as set forth in the proceedings authorizing
255 the issuance of the bonds, provide for payment of interest on such
256 dates, whether before or at maturity, be issued at, above or below par,
257 mature at such time or times not exceeding thirty years from their
258 date, have such rank or priority, be payable in such medium of
259 payment, be issued in such form, including without limitation
260 registered or book-entry form, carry such registration and transfer
261 privileges and be made subject to purchase or redemption before
262 maturity at such price or prices and under such terms and conditions,
263 including the condition that such bonds be subject to purchase or
264 redemption on the demand of the owner thereof, all as may be
265 provided by the State Bond Commission. The State Bond Commission
266 shall determine the form of the bonds, the manner of execution of the
267 bonds, the denomination or denominations of the bonds and the
268 manner of payment of principal and interest. Prior to the preparation
269 of definitive bonds, the State Bond Commission may, under like
270 restrictions, authorize the issuance of interim receipts or temporary
271 bonds, exchangeable for definitive bonds when such bonds have been
272 executed and are available for delivery. If any of the officers whose
273 signatures appear on the bonds cease to be officers before the delivery
274 of any such bonds, such signatures shall, nevertheless, be valid and
275 sufficient for all purposes, the same as if such officers had remained in
276 office until delivery. Nothing herein shall prevent any series of bonds
277 issued under sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d,

278 subsection (c) of section 13a-80a, sections 13a-175p to 13a-175u,
 279 inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61, 13b-
 280 69, 13b-71, 13b-74 to 13b-77, inclusive, 13b-80, subsection (a) of section
 281 13b-97, subsection (a) of section 14-12, sections 14-15 [, 14-16a] and 14-
 282 21c, subsection (a) of section 14-25a, section 14-28, subsection (b) of
 283 section 14-35, subsection (b) of section 14-41, section 14-41a, subsection
 284 (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection
 285 (a) of section 14-50a, sections 14-52, 14-53 and 14-58, subsection (c) of
 286 section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,
 287 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of
 288 section 14-96q, sections 14-103a and 14-160, subsection (a) of section
 289 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-
 290 381, subsection (b) of section 14-382 and sections 14-383, 15-14 and 16-
 291 299 from being issued in coupon form, in which case references to the
 292 bonds herein also shall refer to the coupons attached thereto where
 293 appropriate, and references to owners of bonds shall include holders of
 294 such bonds where appropriate.

295 (c) Any bonds issued pursuant to sections 13b-74 to 13b-77,
 296 inclusive, may be sold at public sale on sealed proposals or by
 297 negotiation in such manner, at such price or prices, at such time or
 298 times and on such other terms and conditions of such bonds and the
 299 issuance and sale thereof as the State Bond Commission may
 300 determine to be in the best interests of the state, or the State Bond
 301 Commission may delegate to the Treasurer all or any part of the
 302 foregoing powers in which event the Treasurer shall exercise such
 303 powers unless the State Bond Commission, by adoption of a resolution
 304 prior to the exercise of such powers by the Treasurer shall elect to
 305 reassume the same. Such powers shall be exercised from time to time
 306 in such manner as the Treasurer shall determine to be in the best
 307 interests of the state and [he] the Treasurer shall file a certificate of
 308 determination setting forth the details thereof with the secretary of the
 309 State Bond Commission on or before the date of delivery of such
 310 bonds, the details of which were determined by [him] the Treasurer in
 311 accordance with such delegation.

312 (d) The debt service requirements with respect to any bonds and
313 bond anticipation notes issued pursuant to sections 13b-74 to 13b-77,
314 inclusive, shall be secured by (1) a first call upon the pledged revenues
315 as they are received by the state and credited to the Special
316 Transportation Fund established under section 13b-68, and (2) a lien
317 upon any and all amounts held to the credit of said Special
318 Transportation Fund from time to time, provided said lien shall not
319 extend to amounts held to the credit of such Special Transportation
320 Fund which represent (A) amounts borrowed by the Treasurer in
321 anticipation of state revenues pursuant to section 3-16, or (B)
322 transportation-related federal revenues of the state. Any obligation of
323 the state secured by said lien to pay the unrefunded principal of bond
324 anticipation notes, including for this purpose any obligation of the
325 state under a reimbursement agreement entered into in connection
326 with a credit facility providing for payment of the unrefunded
327 principal of bond anticipation notes, shall be subordinate to any
328 obligation of the state secured by said lien to pay (i) the debt service
329 requirements with respect to bonds or (ii) any debt service
330 requirements with respect to bond anticipation notes other than debt
331 service requirements relating to unrefunded principal of bond
332 anticipation notes or to obligations under a credit facility for the
333 payment of such unrefunded principal. The debt service requirements
334 with respect to bonds and bond anticipation notes also may be secured
335 by a pledge of reserves, sinking funds and any other funds and
336 accounts, including proceeds from investment of any of the foregoing,
337 established pursuant to sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d,
338 subsection (c) of section 13a-80a, sections 13a-175p to 13a-175u,
339 inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61, 13b-
340 69, 13b-71, 13b-74 to 13b-77, inclusive, 13b-80, subsection (a) of section
341 13b-97, subsection (a) of section 14-12, sections 14-15 [14-16a] and 14-
342 21c, subsection (a) of section 14-25a, section 14-28, subsection (b) of
343 section 14-35, subsection (b) of section 14-41, section 14-41a, subsection
344 (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection
345 (a) of section 14-50a, sections 14-52, 14-53 and 14-58, subsection (c) of

346 section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,
 347 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of
 348 section 14-96q, sections 14-103a and 14-160, subsection (a) of section
 349 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-
 350 381, subsection (b) of section 14-382 and sections 14-383, 15-14 and 16-
 351 299 or the proceedings authorizing the issuance of such bonds, and by
 352 moneys paid under a credit facility, including but not limited to, a
 353 letter of credit or policy of bond insurance, issued by a financial
 354 institution pursuant to an agreement authorized by such proceedings.

355 (e) The proceedings under which bonds are authorized to be issued
 356 may, subject to the provisions of the general statutes, contain any or all
 357 of the following: (1) Provisions respecting custody of the proceeds
 358 from the sale of the bonds and any bond anticipation notes, including
 359 any requirements that such proceeds be held separate from or not be
 360 commingled with other funds of the state; (2) provisions for the
 361 investment and reinvestment of bond proceeds until used to pay
 362 transportation costs and for the disposition of any excess bond
 363 proceeds or investment earnings thereon; (3) provisions for the
 364 execution of reimbursement agreements or similar agreements in
 365 connection with credit facilities including but not limited to, letters of
 366 credit or policies of bond insurance, remarketing agreements and
 367 agreements for the purpose of moderating interest rate fluctuations,
 368 and of such other agreements entered into pursuant to section 3-20a;
 369 (4) provisions for the collection, custody, investment, reinvestment and
 370 use of the pledged revenues or other receipts, funds or moneys
 371 pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-458 and
 372 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-
 373 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, 13b-61,
 374 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, 13b-80, subsection (a) of
 375 section 13b-97, subsection (a) of section 14-12, sections 14-15 [, 14-16a]
 376 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection
 377 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,
 378 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,
 379 subsection (a) of section 14-50a, sections 14-52, 14-53 and 14-58,

380 subsection (c) of section 14-66, subsection (e) of section 14-67, sections
381 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-73,
382 subsection (c) of section 14-96q, sections 14-103a and 14-160, subsection
383 (a) of section 14-164a, subsection (a) of section 14-192, sections 14-319,
384 14-320 and 14-381, subsection (b) of section 14-382 and sections 14-383,
385 15-14 and 16-299; (5) provisions regarding the establishment and
386 maintenance of reserves, sinking funds and any other funds and
387 accounts as shall be approved by the State Bond Commission in such
388 amounts as may be established by the State Bond Commission, and the
389 regulation and disposition thereof, including requirements that any
390 such funds and accounts be held separate from or not be commingled
391 with other funds of the state; (6) covenants for the establishment of
392 pledged revenue coverage requirements for the bonds and bond
393 anticipation notes, provided, that no such covenant shall obligate the
394 state to provide coverage in any year with respect to any bonds or
395 bond anticipation notes in excess of four times the aggregate debt
396 service on bonds and bond anticipation notes, as described in
397 subparagraph (A) of subdivision (3) of section 13b-75, during such
398 year; (7) covenants for the establishment of maintenance requirements
399 with respect to state transportation facilities and properties; (8)
400 provisions for the issuance of additional bonds on a parity with bonds
401 theretofore issued, including establishment of coverage requirements
402 with respect thereto as herein provided; (9) provisions regarding the
403 rights and remedies available in case of a default to the bondowners,
404 noteowners or any trustee under any contract, loan agreement,
405 document, instrument or trust indenture, including the right to
406 appoint a trustee to represent their interests upon occurrence of an
407 event of default, as defined in said proceedings, provided that if any
408 bonds or bond anticipation notes shall be secured by a trust indenture,
409 the respective owners of such bonds or notes shall have no authority
410 except as set forth in such trust indenture to appoint a separate trustee
411 to represent them and (10) provisions or covenants of like or different
412 character from the foregoing which are consistent with sections 3-21a,
413 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of section 13a-80a,

414 sections 13a-175p to 13a-175u, inclusive, subsection (f) of section 13b-
415 42, sections 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive,
416 13b-80, subsection (a) of section 13b-97, subsection (a) of section 14-12,
417 sections 14-15 [, 14-16a] and 14-21c, subsection (a) of section 14-25a,
418 section 14-28, subsection (b) of section 14-35, subsection (b) of section
419 14-41, section 14-41a, subsection (a) of section 14-44, sections 14-47, 14-
420 48b, 14-49 and 14-50, subsection (a) of section 14-50a, sections 14-52, 14-
421 53 and 14-58, subsection (c) of section 14-66, subsection (e) of section
422 14-67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of
423 section 14-73, subsection (c) of section 14-96q, sections 14-103a and 14-
424 160, subsection (a) of section 14-164a, subsection (a) of section 14-192,
425 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
426 sections 14-383, 15-14 and 16-299 and which the State Bond
427 Commission determines in such proceedings are necessary, convenient
428 or desirable in order to better secure the bonds or bond anticipation
429 notes, or will tend to make the bonds or bond anticipation notes more
430 marketable, and which are in the best interests of the state. Any
431 provision which may be included in proceedings authorizing the
432 issuance of bonds hereunder may be included in an indenture of trust
433 duly approved in accordance with subsection (g) of this section which
434 secures the bonds and any notes issued in anticipation thereof, and in
435 such case the provisions of such indenture shall be deemed to be a part
436 of such proceedings as though they were expressly included therein.

437 (f) Any pledge made by the state shall be valid and binding from the
438 time when the pledge is made, and any revenues or other receipts,
439 funds or moneys so pledged and thereafter received by the state shall
440 be subject immediately to the lien of such pledge without any physical
441 delivery thereof or further act. The lien of any such pledge shall be
442 valid and binding as against all parties having claims of any kind in
443 tort, contract, or otherwise against the state, irrespective of whether
444 such parties have notice thereof. Neither the resolution nor any other
445 instrument by which a pledge is created need be recorded.

446 (g) In the discretion of the State Bond Commission, bonds issued

447 pursuant to sections 13b-74 to 13b-77, inclusive, including for this
 448 purpose any bond anticipation notes, may be secured by a trust
 449 indenture by and between the state and a corporate trustee, which may
 450 be any trust company or bank having the powers of a trust company
 451 within or without the state. Such trust indenture may contain such
 452 provisions for protecting and enforcing the rights and remedies of the
 453 bondowners and noteowners as may be reasonable and proper and not
 454 in violation of law, including covenants setting forth the duties of the
 455 state in relation to the exercise of its powers pursuant to sections 3-21a,
 456 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of section 13a-80a,
 457 sections 13a-175p to 13a-175u, inclusive, subsection (f) of section 13b-
 458 42, sections 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive,
 459 13b-80, subsection (a) of section 13b-97, subsection (a) of section 14-12,
 460 sections 14-15 [, 14-16a] and 14-21c, subsection (a) of section 14-25a,
 461 section 14-28, subsection (b) of section 14-35, subsection (b) of section
 462 14-41, section 14-41a, subsection (a) of section 14-44, sections 14-47, 14-
 463 48b, 14-49 and 14-50, subsection (a) of section 14-50a, sections 14-52, 14-
 464 53 and 14-58, subsection (c) of section 14-66, subsection (e) of section
 465 14-67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of
 466 section 14-73, subsection (c) of section 14-96q, sections 14-103a and 14-
 467 160, subsection (a) of section 14-164a, subsection (a) of section 14-192,
 468 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
 469 sections 14-383, 15-14 and 16-299 and the custody, safeguarding and
 470 application of all moneys. The state may provide by such trust
 471 indenture for the payment of the pledged revenues or other receipts,
 472 funds or moneys to the trustee under such trust indenture or to any
 473 other depository, and for the method of disbursement thereof, with
 474 such safeguards and restrictions as it may determine. All expenses
 475 incurred in carrying out such trust indenture may be treated as
 476 transportation costs, as defined in section 13b-75.

477 Sec. 4. Subsection (c) of section 13b-77 of the general statutes is
 478 repealed and the following is substituted in lieu thereof:

479 (c) The state covenants with the purchasers and all subsequent

480 owners and transferees of bonds and bond anticipation notes issued by
481 the state pursuant to sections 13b-74 to 13b-77, inclusive, in
482 consideration of the acceptance of the payment for the bonds and bond
483 anticipation notes, until such bonds and bond anticipation notes,
484 together with the interest thereon, with interest on any unpaid
485 installment of interest and all costs and expenses in connection with
486 any action or proceeding on behalf of such owners, are fully met and
487 discharged, or unless expressly permitted or otherwise authorized by
488 the terms of each contract and agreement made or entered into by or
489 on behalf of the state with or for the benefit of such owners, that the
490 state will impose, charge, raise, levy, collect and apply the pledged
491 revenues and other receipts, funds or moneys pledged for the payment
492 of debt service requirements as provided in sections 13b-47 to 13b-77,
493 inclusive, in such amounts as may be necessary to pay such debt
494 service requirements in each year in which bonds or bond anticipation
495 notes are outstanding and further, that the state (1) will not limit or
496 alter the duties imposed on the Treasurer and other officers of the state
497 by sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of
498 section 13a-80a, sections 13a-175p to 13a-175u, inclusive, subsection (f)
499 of section 13b-42, sections 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-
500 77, inclusive, 13b-80, subsection (a) of section 13b-97, subsection (a) of
501 section 14-12, sections 14-15 [, 14-16a] and 14-21c, subsection (a) of
502 section 14-25a, section 14-28, subsection (b) of section 14-35, subsection
503 (b) of section 14-41, section 14-41a, subsection (a) of section 14-44,
504 sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of section 14-50a,
505 sections 14-52, 14-53 and 14-58, subsection (c) of section 14-66,
506 subsection (e) of section 14-67, sections 14-67a, 14-67d, 14-67l and 14-
507 69, subsection (e) of section 14-73, subsection (c) of section 14-96q,
508 sections 14-103a and 14-160, subsection (a) of section 14-164a,
509 subsection (a) of section 14-192, sections 14-319, 14-320 and 14-381,
510 subsection (b) of section 14-382 and sections 14-383 and 15-14 and by
511 the proceedings authorizing the issuance of bonds with respect to
512 application of pledged revenues or other receipts, funds or moneys
513 pledged for the payment of debt service requirements as provided in

514 said sections; (2) will not issue any bonds, notes or other evidences of
515 indebtedness, other than the bonds and bond anticipation notes,
516 having any rights arising out of said sections or secured by any pledge
517 of or other lien or charge on the pledged revenues or other receipts,
518 funds or moneys pledged for the payment of debt service
519 requirements as provided in said sections; (3) will not create or cause
520 to be created any lien or charge on such pledged amounts, other than a
521 lien or pledge created thereon pursuant to said sections, provided
522 nothing in this subsection shall prevent the state from issuing
523 evidences of indebtedness (A) which are secured by a pledge or lien
524 which is and shall on the face thereof be expressly subordinate and
525 junior in all respects to every lien and pledge created by or pursuant to
526 said sections; or (B) for which the full faith and credit of the state is
527 pledged and which are not expressly secured by any specific lien or
528 charge on such pledged amounts; or (C) which are secured by a pledge
529 of or lien on moneys or funds derived on or after such date as every
530 pledge or lien thereon created by or pursuant to said sections shall be
531 discharged and satisfied; (4) will carry out and perform, or cause to be
532 carried out and performed, each and every promise, covenant,
533 agreement or contract made or entered into by the state or on its behalf
534 with the owners of any bonds or bond anticipation notes; (5) will not in
535 any way impair the rights, exemptions or remedies of such owners;
536 and (6) will not limit, modify, rescind, repeal or otherwise alter the
537 rights or obligations of the appropriate officers of the state to impose,
538 maintain, charge or collect the taxes, fees, charges and other receipts
539 constituting the pledged revenues as may be necessary to produce
540 sufficient revenues to fulfill the terms of the proceedings authorizing
541 the issuance of the bonds, including pledged revenue coverage
542 requirements, and provided nothing herein shall preclude the state
543 from exercising its power, through a change in law, to limit, modify,
544 rescind, repeal or otherwise alter the character or amount of such
545 pledged revenues or to substitute like or different sources of taxes,
546 fees, charges or other receipts as pledged revenues if, for the ensuing
547 fiscal year, as evidenced by the proposed or adopted budget of the

548 state with respect to the Special Transportation Fund, the projected
549 revenues meet or exceed the estimated expenses of the Special
550 Transportation Fund including accumulated deficits, if any, debt
551 service requirements and any pledged revenue coverage requirement.
552 The State Bond Commission is authorized to include this covenant of
553 the state in any agreement with the owner of any such bonds or bond
554 anticipation notes.

555 Sec. 5. Section 13b-79a of the general statutes is repealed and the
556 following is substituted in lieu thereof:

557 Not later than October 1, 1984, and annually thereafter, the
558 Commissioner of Transportation shall prepare a report on the current
559 status and progress of the transportation infrastructure program
560 authorized pursuant to special act 84-52 and sections 3-21a, 3-27a, 3-
561 27f, 12-458 and 12-458d, subsection (c) of section 13a-80a, sections 13a-
562 175p to 13a-175u, inclusive, subsection (f) of section 13b-42, sections
563 13b-59, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, 13b-80,
564 subsection (a) of section 13b-97, subsection (a) of section 14-12, sections
565 14-15 [, 14-16a] and 14-21c, subsection (a) of section 14-25a, section 14-
566 28, subsection (b) of section 14-35, subsection (b) of section 14-41,
567 section 14-41a, subsection (a) of section 14-44, sections 14-47, 14-48b,
568 14-49 and 14-50, subsection (a) of section 14-50a, sections 14-52, 14-53
569 and 14-58, subsection (c) of section 14-66, subsection (e) of section 14-
570 67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section
571 14-73, subsection (c) of section 14-96q, sections 14-103a and 14-160,
572 subsection (a) of section 14-164a, subsection (a) of section 14-192,
573 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
574 sections 14-383 and 15-14. Each report shall include, but not be limited
575 to: Information on the number of lane miles of state and local roadway
576 repaved, the status of the state and local bridge programs, the status of
577 intrastate and interstate highway programs and the interstate trade-in
578 program and mass transportation and aeronautics programs. The
579 commissioner shall notify the joint standing committees of the General
580 Assembly having cognizance of matters relating to finance, revenue

581 and bonding and appropriations and the budgets of state agencies of
582 the availability of the report. A requesting member of such a
583 committee shall be sent a written copy or electronic storage media of
584 the report by the commissioner.

585 Sec. 6. Section 14-12r of the general statutes is repealed and the
586 following is substituted in lieu thereof:

587 Before issuing registration for any motor vehicle that has not been
588 previously registered in this state, except a new motor vehicle, the
589 Commissioner of Motor Vehicles may require an inspection of the
590 manufacturer's vehicle identification number. Such an inspection may
591 be performed at any designated official emissions inspection station
592 [or by any other business or firm authorized by the commissioner to
593 perform safety inspections in accordance with sections 14-12 and 14-
594 16a] or by any motor vehicle dealer or repairer, licensed in accordance
595 with section 14-52 and meeting qualifications established by the
596 commissioner. If the inspection is performed by a licensed dealer or
597 repairer, an affidavit shall be furnished to the commissioner in
598 accordance with the provisions of subsection (c) of section 14-99h.

599 Sec. 7. Section 14-12s of the general statutes is repealed and the
600 following is substituted in lieu thereof:

601 For the registration of each motor vehicle [that has passed an
602 inspection in accordance with the requirements of subsection (g) of
603 section 14-12 or section 14-16a or] that has passed an inspection of its
604 manufacturer's vehicle identification number, the commissioner shall
605 charge an administrative fee of ten dollars, in addition to the fee or fees
606 prescribed for such registration.

607 Sec. 8. Section 14-12t of the general statutes is repealed and the
608 following is substituted in lieu thereof:

609 The commissioner may adopt regulations in accordance with the
610 provisions of chapter 54 to implement the provisions of subsection (g)

611 of section 13b-59, [subsection (g) of section 14-12,] sections 14-12r [,]
612 and 14-12s [and 14-16a] and subsection (a) of section 14-41. The
613 regulations shall include the qualifications to be met by any dealer or
614 repairer authorized by the commissioner to conduct inspections in
615 accordance with [subsection (g) of section 14-12 and sections] section
616 14-12r, [and 14-16a.]

617 Sec. 9. Subsection (f) of section 14-16 of the general statutes is
618 repealed and the following is substituted in lieu thereof:

619 (f) Any person who sells any motor vehicle, other than a new motor
620 vehicle, for which a certificate of title has not been issued and which is
621 not registered under the provisions of [subsections (e) or (g)]
622 subsection (e) of section 14-12, shall, within forty-eight hours of the
623 sale, certify under oath to the commissioner, on blanks provided by
624 [him] the commissioner, such information as the commissioner may
625 require. Until the commissioner receives the certification under oath
626 required by this subsection, [he] the commissioner shall not issue a
627 registration other than for a new motor vehicle and shall not renew a
628 registration other than for the same owner.

629 Sec. 10. Subsection (c) of section 14-34a of the general statutes is
630 repealed and the following is substituted in lieu thereof:

631 (c) Notwithstanding any such agreement or plan, (1) any such
632 commercial vehicle garaged at any fixed location or which leaves from
633 and returns to one or more points within this state in the normal
634 course of operations, shall be taxable in this state as personal property
635 in the town where such vehicle is garaged; (2) registration shall be
636 denied any such vehicle if any personal property taxes are unpaid with
637 respect to such vehicle, as provided in section 14-33; (3) any such
638 vehicle based in this state shall be subject to the provisions of sections
639 14-12, 14-15, 14-15a [, 14-16a] and chapter 247.

640 Sec. 11. Section 14-61 of the general statutes is repealed and the
641 following is substituted in lieu thereof:

642 Any dealer licensed under the provisions of this subdivision (D)
643 who in the opinion of the commissioner is qualified and sells or trades
644 a passenger motor vehicle, motorcycle, camper, camp trailer or truck
645 with a gross vehicle weight up to and including twenty-six thousand
646 pounds to a transferee who holds a current registration certificate for a
647 passenger motor vehicle, motorcycle, camper, camp trailer or truck
648 with a gross vehicle weight up to and including twenty-six thousand
649 pounds registered in this state may issue a sixty-day temporary
650 transfer of such registration to the vehicle transferred with an official
651 stamp issued by the commissioner, under regulations adopted by the
652 commissioner, to such dealer. The commissioner shall charge such
653 dealer a fee of five dollars for each book of twenty-five new temporary
654 dealer transfer forms furnished for the purposes of this section. No
655 dealer may make such temporary transfer of a registration unless the
656 transferee surrenders the current registration certificate to the dealer
657 indicating the disposition of the vehicle described thereon in the space
658 provided on the reverse side of such certificate and unless the
659 transferee is eighteen years of age or older. The dealer shall, within
660 five days from the issuance of such temporary registration, submit to
661 the commissioner an application together with all necessary
662 documents for a permanent registration for the vehicle transferred. No
663 such temporary registration may be issued if the transferred passenger
664 motor vehicle, motorcycle, camper, camp trailer or truck with a gross
665 vehicle weight up to and including twenty-six thousand pounds is
666 used and was not previously registered in this state unless the
667 inspection requirements of section 14-12 have been met or, [if such
668 motor vehicle is ten or more years old, unless the inspection
669 requirements of section 14-16a have been met, or] if such motor vehicle
670 has been declared a total loss by an insurance company, unless the
671 inspection requirements of section 14-103a have been met.

672 Sec. 12. Subsection (e) of section 14-164c of the general statutes is
673 repealed and the following is substituted in lieu thereof:

674 (e) In order to provide for emissions inspection facilities, the

675 commissioner shall enter into a negotiated inspection agreement or
676 agreements, notwithstanding chapters 50, 58, 59 and 60, with an
677 independent contractor or contractors, to provide for the leasing,
678 construction, equipping, maintenance or operation of a system of
679 official emissions inspection stations in such numbers and locations as
680 may be required to provide vehicle owners reasonably convenient
681 access to inspection facilities. The commissioner may employ such
682 system and the services of such contractor or contractors to conduct
683 safety inspections as provided [by section 14-16a, subsection (g) of
684 section 14-12 and] in section 14-103a. The commissioner is prohibited
685 from entering into an inspection agreement with any independent
686 contractor who: (1) Is engaged in the business of maintaining or
687 repairing vehicles in this state, except that the independent contractor
688 shall not be precluded from maintaining or repairing any vehicle
689 owned or operated by the independent contractor; or (2) does not have
690 the capability, resources or technical and management skill to
691 adequately conduct, equip, operate and maintain a sufficient number
692 of official emissions inspection stations. All persons employed by the
693 independent contractor in the performance of an inspection agreement
694 are deemed to be employees of the independent contractor and not of
695 this state. The inspection agreement or agreements authorized by this
696 section shall be subject to other provisions as follows: (A) Minimum
697 requirements for staff, equipment, management and hours and place
698 of operation of official emissions inspection stations; (B) reports and
699 documentation concerning the operation of official emissions
700 inspection stations as the commissioner may require; (C) surveillance
701 privileges for the commissioner to ensure compliance with standards,
702 procedures, rules, regulations and laws; and (D) any other provision
703 deemed necessary by the commissioner for the administration of the
704 inspection agreement. Nothing in the inspection agreement shall
705 require the state to purchase any asset or assume any liability if such
706 agreement is not renewed.

707 Sec. 13. Section 14-16a of the general statutes is repealed.

708 Sec. 14. This act shall take effect July 1, 2001.

Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]